

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

JUDITH A. BRANDT, Plaintiff,

V.

ALLIED AVIATION SERVICES, INC., and  
ROBERT L. ROSE, Defendants

SUMMONS IN A CIVIL ACTION

08 CV 5196

CASE NUMBER:

JUDGE HELLERSTEIN

TO: (Name and address of Defendant)

ALLIED AVIATION SERVICES, INC., 462 Seventh Avenue, New York,  
New York 10018

ROBERT L. ROSE, 462 Seventh Avenue, New York, New York 10018

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

SKLOVER & DONATH, LLC  
10 Rockefeller Plaza  
Suite 816  
New York, New York 10020  
Telephone (212) 757-5000

an answer to the complaint which is served on you with this summons, within TWENTY (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

JUN 06 2008

CLERK

*Catherine Lapley*  
(By) DEPUTY CLERK

DATE

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
JUDITH A. BRANDT,

Plaintiff,  
- against -

INDEX No.:08 CV 5196 (AKH)(DF)  
ECF CASE

ALLIED AVIATION SERVICES, INC., and  
ROBERT L. ROSE,

Defendants.  
-----X

AFFIDAVIT OF SERVICE

STATE OF NEW YORK        )  
                                  ss:  
COUNTY OF NEW YORK    )

STEVEN R. TALAN, ESQ., being sworn, deposes and says: I am not a party to the action, am over 18 years of age and reside at Garden City Park, New York 11040.

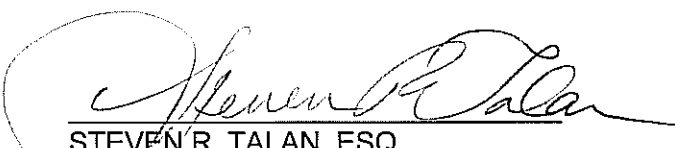
I am an attorney duly admitted to practice before the courts of the State of New York and the Commonwealth of Massachusetts and the United States District Court for the Southern District of New York.

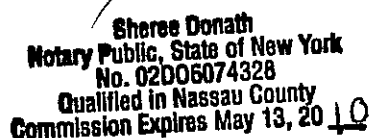
On June 16, 2008, I served the within SUMMONS AND COMPLAINT, together with copies of the Civil Cover Sheet, Individual Rules of Judge Hellerstein and Magistrate Judge Freeman by transmitting true copies thereof via electronic mail in accordance with a stipulation agreed upon with counsel for the Defendants, SEAN R. KELLY, ESQ., SAIBER LLC, One Gateway Center, Newark, New Jersey, 07102. The Electronic Mail was sent to SRK@Saiber.com, the email address of counsel and an acknowledgement confirming receipt was received back from Defendants' counsel. A true copy of that Stipulation is annexed hereto and made a part hereof.

Dated: New York, New York  
June 18, 2008

Sworn to before me on  
June 18, 2008

  
Notary Public

  
STEVEN R. TALAN, ESQ.

  
Sheree Donath  
Notary Public, State of New York  
No. 02006074328  
Qualified in Nassau County  
Commission Expires May 13, 2010

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

\_\_\_\_\_  
JUDITH A. BRANDT,

Plaintiff,

- against -

ALLIED AVIATION SERVICES, INC., and  
ROBERT L. ROSE,

\_\_\_\_\_  
Defendants.

INDEX No.:  
08 CV 5196 (AKH)(DF)

STIPULATION AND ORDER

WHEREAS Plaintiff JUDITH A. BRANDT, has consented to the request of Defendants, ALLIED AVIATION SERVICES, INC. and ROBERT L. ROSE, to an extension of time to answer, move or otherwise respond with respect to Plaintiff's Complaint, and;

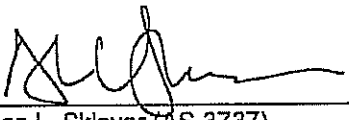
WHEREAS Defendants have consented that SAIBER, LLC, accepts service of the Summons and Complaint via Electronic Mail on June 16, 2008;

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the parties herein, that:

- (a) Service of process of Summons and Complaint is hereby accepted by Defendants via email;
- (b) Defendants consent to the jurisdiction and venue of the United States District Court for the Southern District of New York; and
- (c) that the time within which Defendants will answer, move or to otherwise respond with respect to Plaintiff's Complaint is extended to and including August 5, 2008.

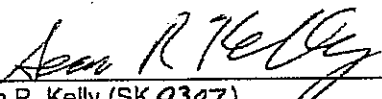
Dated: New York, New York  
June 16, 2008

SKLOVER, & DONATH, LLC

By:   
Alan L. Sklover (AS 3737)  
10 Rockefeller Plaza, Suite 816  
New York, New York 10020  
(212) 757-5000

Attorneys for Plaintiff  
Judith A. Brandt

SAIBER, LLC

By:   
Sean R. Kelly (SK 0307)  
One Gateway Center, Suite 1300  
Newark, New Jersey 07102  
(973)645-4801

Attorneys for Defendants  
Allied Aviation Services, Inc. and Robert L.  
Rose

SO ORDERED:

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U.S.D.J.